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Attorney Docket No. 22596-531



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Jiang, et al.  
ASSIGNEE: ARQUEL, INC  
PATENT No.: 6,962,944 APPLICATION NO.: 09/975,776  
ISSUE DATE: November 8, 2005 FILING DATE: October 10, 2001  
FOR: PHARMACEUTICAL COMPOSITIONS CONTAINING BETA-LAPACHONE, OR DERIVATIVES OR ANALOGS THEREOF AND METHODS OF USING SAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TRANSMITTAL LETTER**

The following papers are enclosed herewith for filing in the above-identified application:

1. Communication Regarding Entity Status (3 pgs);
2. Check No. 22019 in the amount of \$700.00; and
3. Return Postcard

Although the Applicants believe that no additional fees are due, the Commissioner is hereby authorized to charge any fees that may be due to Deposit Account No. 50-0311 (Ref. No. 22596-531). If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts.

Respectfully submitted,

Ivor R. Elrifi, Reg. No. 39,529  
Matthew Pavao, Reg. No. 50,572  
Attorney/Agent for Applicants  
c/o MINTZ, LEVIN  
Tel: (617) 542-6000  
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**Customer No.: 30623**

Dated: February 16, 2006



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**COMMUNICATION REGARDING ENTITY STATUS**

Applicants, in good faith and without any deceptive intent, established small entity status in the above-identified application and paid the Issue Fee as a small entity. However, Applicants have since discovered that small entity status was claimed in error in the instant application at the time of payment of the issue fee. In accordance with the provisions of 37 C.F.R. § 1.28(c)(1)-(c)(2), Applicants submit herein an itemization and deficiency payment resulting from the previous payment of small entity fees.

**Itemization of the Deficiency Payment** is presented on page 2 of this paper

**Remarks** begin on page 3 of this paper.

02/23/2006 TBESHAW2 00000133 500311 09975776  
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The PTO did not receive the following  
listed item(s). A check for \$700.

U.S. Patent No. 6,962,944

U.S.S.N. 09/975,776

Jiang, et al.

**Itemization of the Deficiency Payment:**

Type of Fee Paid as Small Entity	Current Fee Amount for Non-Small Entity	Small Entity Fee Actually Paid	Date of Payment	Deficiency Owed
Issue Fee	\$1400.00	\$700.00	May 25, 2005	\$700.00
<b>Total Deficiency Payment Owed:</b>				\$700.00

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## REMARKS

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Although Applicants believe that no additional fees are due in connection with this submission, the Commissioner is authorized to charge any deficiencies to Deposit Account No. 50-0311 (Reference No. 22596-531).

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TRA 2122477v.1

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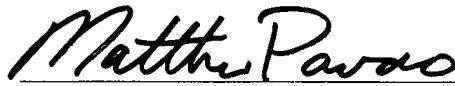
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